

THE HONORABLE MARSHA J. PECHMAN

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

Huong Hoang, an individual

Plaintiff,

v.

Amazon.com, Inc., et al.,

Defendants.

No. 2:11-CV-01709-MJP

**STIPULATION AND [PROPOSED]
ORDER REGARDING EXCLUDED
WITNESSES**

STIPULATION

WHEREAS Defendants Amazon.com, Inc. and IMDb.com, Inc. (“Defendants”) have issued or intend to issue deposition subpoenas, pursuant to Federal Rule of Civil Procedure 45, to the following third parties: Jenny Bosby, Jean-Marc Carre, Greg Carter, Blaine Cotton, Duncan Crabtree-Ireland, Keith Kjornes, Rob Lewine, Jalene Mack, Alan Mayer, John Robertson, Laura Walsh, and George Young;

WHEREAS Plaintiff Huong Hoang (“Plaintiff”) has represented to Defendants that she does not intend to present testimony from any of the above-listed third parties in this matter; and

WHEREAS Plaintiff and Defendants (the “Parties”) wish to avoid the unnecessary time and expense of depositions of the above-listed third parties;

NOW, THEREFORE the Parties hereby stipulate as follows:

STIPULATION AND [PROPOSED] ORDER
REGARDING EXCLUDED WITNESSES
(No.2:11-CV-01709) – 1

24976-0480/LEGAL24195892.1

Perkins Coie LLP
1201 Third Avenue, Suite 4800
Seattle, WA 98101-3099
Phone: 206.359.8000
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1 1. No Party shall seek the deposition of or present testimony, including but not
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3 limited to live testimony in open court, written declaration or affidavit, or any other form of
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5 testimony, from the following third parties (the “Excluded Witnesses”):

6 Jenny Bosby, Pastorini Bosby Talent, Inc.;
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8 Jean-Marc Carre, Central Artists;
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10 Greg Carter, Filmmaker;
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12 Blaine Cotton, Central Artists;
13 Duncan Crabtree-Ireland, Screen Actor’s Guild-American Federation of
14 Television and Radio Artists;
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16 Keith Kjornes, Webmaster;
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18 Rob Lewine, Photographer;
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20 Jalene Mack, Attorney;
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22 Alan Mayer, 42West;
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24 John Robertson, DDO Artist Agency;
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26 Laura Walsh, Central Artists; and
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28 George Young, Consultant, Kalypso.

29 This prohibition applies to testimony presented at trial and presented in support of or opposition
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31 to written motions. This prohibition also applies to the Declaration of Duncan Crabtree-Ireland
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33 in Support of Plaintiff’s Opposition to Defendants’ Motion to Dismiss Pursuant to Rule 10(a)
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35 and Cross-Motion to Proceed Anonymously, filed November 28, 2011, Dkt. 26.

36 2. Testimony, including but not limited to live testimony in open court, written
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38 declaration or affidavit, or any other form of testimony, from the Excluded Witnesses shall be
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40 deemed inadmissible for any purpose.

41 3. The documents identified by Bates numbers Hoang 000027 and Hoang 000073
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43 shall be deemed inadmissible for any purpose.

44 4. No later than July 24, 2012, Plaintiff will amend Plaintiff’s Second Supplemental
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46 Objections and Responses to Defendants’ Interrogatories and Requests for Production to
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1 Plaintiff, Interrogatory No. 6, such that it removes the following witnesses as individuals who
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3 have knowledge of her alleged damages:

4 Greg Carter, Filmmaker;
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6 Jalene Mack, Attorney; and
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8 George Young, Consultant, Kalypso.
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10
11 **IT IS SO STIPULATED.**
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15
16 DATED: July 24, 2012

PERKINS COIE LLP

17
18 By: /s/ Ashley A. Locke
19 Ashley A. Locke, WSBA No. 40521

20
21 Attorneys for Defendants Amazon.com, Inc. and
22 IMDb.com, Inc.
23

24
25 DATED: July 24, 2012

DOZIER INTERNET LAW, P.C.

26
27
28 By: /s/ John Dozier
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39

40 Attorneys for Plaintiff Huong Hoang
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ORDER

IT IS SO ORDERED.

DATED this ____ day of _____, 2012.

Marsha J. Pechman
United States District Court

STIPULATION AND [PROPOSED] ORDER
REGARDING EXCLUDED WITNESSES
(No.2:11-CV-01709) – 4

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CERTIFICATE OF SERVICE

I certify that on July 24, 2012, I electronically filed the foregoing **STIPULATION AND [PROPOSED] ORDER REGARDING EXCLUDED WITNESSES** with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to the following attorneys of record

John W. Dozier, Jr.
Dozier Internet Law, P.C.
11520 Nuckols Rd., Ste 101
Glen Allen, VA 23059

___ Via hand delivery
___ Via U.S. Mail, 1st Class, Postage Prepaid
___ Via Overnight Delivery
___ Via Facsimile
___ Via Email
X Via ECF

Randall Moeller
Derek Alan Newman
Newman Du Wors LLP
1201 Third Avenue, Ste 1600
Seattle, WA 98101

___ Via hand delivery
___ Via U.S. Mail, 1st Class, Postage Prepaid
___ Via Overnight Delivery
___ Via Facsimile
___ Via Email
X Via ECF

I certify under penalty of perjury that the foregoing is true and correct.

DATED this 24th day of July, 2012.

/s/ Ashley A. Locke

Ashley A. Locke, WSBA No. 40521

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and IMDb.com, Inc.